

CLERK US DISTRICT COURT  
NORTHERN DIST. OF TX  
FILED

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
LUBBOCK DIVISION

2011 DEC -2 PM 4:48  
DEPUTY CLERK *LW*

PREM SALES, LTD.

V.

SANYO ELECTRIC AIR  
CONDITIONING CO., LTD.;  
Et Al.

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§

CIVIL ACTION NO.  
5-11 CVO 136-C

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**PLAINTIFF'S EMERGENCY MOTION  
FOR AN ORDER APPOINTING INTERNATIONAL PROCESS SERVER  
OR IN THE ALTERNATIVE, MOTION FOR ENLARGEMENT OF TIME**

1. Plaintiff, Prem Sales, Ltd, respectfully moves the Court for an order to appoint an international process server.
2. Plaintiff presents to the Court that in order to fully comply with the Court's Order of November 23, 2011, ECF Document 26, Section C proper service upon Defendant under The Hague Convention requires an Order of this Court appointing an international process server.
3. Plaintiff advises the Court that translation into Japanese should be finalized today, and that service of process under two different methods will follow. Plaintiff is advised that service on the Ministry of Japan will cause the matter to be filed in a Japanese Court, where that court will appoint a process server who will perfect actual service upon Defendant. Actual service under that method may not occur for up to two months. As an acceptable alternative, process may be independent process server.
4. WHEREFORE, Plaintiff respectfully prays for an order appointing international process server, or in the alternative for appropriate enlargement of time in which to perfect service as ordered by the Court under The Hague Convention.

Respectfully Submitted,

S/ Lamar D. Treadwell

Lamar D. Treadwell

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ATTORNEYS FOR PLAINTIFF

**CERTIFICATE OF CONFERENCE**

The undersigned hereby certifies that on December 2, 2011, he conferred with John Sims, counsel of Defendant herein and he had no objection to this Motion or entry of the Order appointing an international process server.

  
S/ Lamar D. Treadwell

Lamar D. Treadwell

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing instrument has been filed by ECF, and sent to all counsel of record by ECF for the Defendants in accordance with Fed. R. Civ. P. 5 and the rules pertaining to ECF on this the 2nd day of December 2011 as follows:

**ATTORNEY FOR DEFENDANT**

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